ARNOLD & PORTER

Leslie L. Jacobs Leslie_Jacobs@aporter.com

202.942.6718 202.942.5999 Fax

555 Twelfth Street, NW Washington, DC 20004-1206



December 11, 2001

Attn: BOX MISSING PARTS

Commissioner for Patents Washington, DC 20231

Re:

U.S. Utility Patent Application No. 09/912,408

Filed:

July 26, 2001 Inventors: CASSIN et al.

For:

Devices, Methods and a System

for Implementing a Media Content

Delivery and Playback Scheme

Dkt. No.: 15235.007

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

- 1. Response to Notice to File Missing Parts of Application (in duplicate);
- 2. Copy of Notice to File Missing Parts of Application Filing Date Granted;
- 3. Original Combined Declaration and Power of Attorney for Patent Application, executed by Lionel Cassin, Ronnen Miller, Luke A. Renn, Donald A. Pellegrino and David J. Acquesta (4 pages);
- 4. Form PTO/SB/17 Fee Transmittal for \$4,638.00;
 - 5. Check No. 200797 in the amount of \$4,638.00 to cover: \$740.00 Filing Fee for Patent Application (37 C.F.R. § 1.16); \$3,768.00 fee for Extra Claims (37 C.F.R. § 1.16); \$130.00 Surcharge for Late Filing of Declaration (37 C.F.R. § 1.16);
 - 6. Petition for Extension of Time Under 37 C.F.R. § 1.136 (in duplicate);
 - 7. Form PTO/SB/17 Fee Transmittal for \$110.00;

Los Angeles Century City Denver London Northern Virginia Washington, DC New York

ARNOLD & PORTER

U.S. Appln. No. 09/912,408 Atty. Docket No.: 15235.007 Page 2

- 8. Check No. 146024 in the amount of \$110.00 to cover surcharge for late filling of Combined Declaration and Power of Attorney for Patent Application; and
- 9. a Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Sincerely,

Leslie L. Jacobs, Jr. (Reg. No. 40,659)

Enclosures

In re application of:

Lionel CASSIN et al.

Art Unit:

2641

Appln. No.: 09/912,408

Examiner:

To Be Assigned

Filed:

July 26, 2001

Atty. Docket: 15235.007

For:

Devices, Methods and a System for Implementing a Media

Content Delivery and Playback

Scheme

Response to Notice to File Missing Parts of Application

Box Missing Parts

Commissioner for Patents Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted dated September 24, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. Copy of the Notice to File Missing Parts of Application – Filing Date Granted;
- 2. Original Combined Declaration and Power of Attorney for Patent Application, executed by Lionel Cassin, Ronnen Miller, Luke A. Renn, Donald A. Pellegrino and David J. Acquesta;
- a Form PTO/SB/17 Fee Transmittal for Check No. 200797 the amount of 3. \$4,638.00;
- Check No. 200797 in the amount of \$4,638.00 to cover: \$740.00 Filing Fee for Patent 4. Application (37 C.F.R. § 1.16); \$_\$3,768.00 fee for Extra Claims (37 C.F.R. §1.16) \$ 130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16);
- 5. Petition for Extension of Time Under 37 C.F.R. § 1.136 (in duplicate);
- a Form PTO/SB/17 Fee Transmittal for Check No. 146024 in the amount of \$110.00; 6.
- 7. Check No. 146024 in the amount of \$110.00 to cover surcharge for late filing of Combined Declaration and Power of Attorney for Patent Application; and

8. a return postcard

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, or credit any overpayment, to our Deposit Account No. 50-1824, referencing client matter number 15235.007. A duplicate copy of this Response is enclosed.

Respectfully submitted,

Leslie L. Jacobs, Jr. (Reg. No. 40,659)

Date: December 11, 2001

ARNOLD & PORTER 555 Twelfth Street, N.W. Washington, D.C. 20004-1206 (202) 942-5000 (telephone) (202) 942-5999 (facsimile)

			Complete if Known					
FEE TRANS	MITTAL	Application Number	09/912,408	_				
for FY 2	2001	Filing Date	July 26, 2001	_				
		First Named Inventor	Lionel Cassin					
2001 Patent fees are subject to annual revision.		Examiner Name	To Be Assigned					
1		Group / Art Unit	2641					
L AMOUNT OF PAYMENT	(\$) 4 638.00	Attorney Docket No.	15235.007					

NETHOD OF PAYMENT (check one) The Commissioner is heavily submissed to charge indicated fees and credit any over payments to: Small Entity Fee	TOTAL AMOUNT OF PAYMENT (\$) 4,638.00						Attorney Docket No. 15235.007					/		
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SUBMITTED BY				Con	nplete (if applicable)
Name (Print/Type)	Leslie L. Jacobs, Jr.	Registration No. Attorney/Agent)	40,659	Telephone	202-942-5000
Signature				Date	December 11, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

CEE TO A NOM!	TT A.L.		Complete if Known	
FEE TRANSMI		Application Number	09/912,408	
for FY 200 _/	1 20	Filing Date	July 26, 2001	
{	7 2001	First Named Inventor	Lionel Cassin	
Patent fees are subject to annual	russion.	Examiner Name	To Be Assigned	
	City and of the	Group / Art Unit	2641	
TOTAL AMOUNT OF PAYMENT (\$)	110.00	Attorney Docket No.	15235.007	

METHOD OF PAYMENT (check one)								T	FEE CALCULATION (continued)				
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1. 🛛	indicated fees and credit any over payments to:						3. 20	Large		Small			
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1									50	227	25	Surcharge - late provisional filing fee or cover sheet.	
Deposit Account Arnold and Porter								139	130	139	130	Non-English specification	
Nam								147	2,520	147	2,520	For filing a request for reexamination	
\boxtimes	Charge Ar Under 37							112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
	Applicant See 37 C			y status.				113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
2. 🛛	Payme	nt Encl	osed:					115	110	215	55	Extension for reply within first month	
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1.	BASIC FI	LING FI			-			118	1,390	218	695	Extension for reply within fourth month	
Large	Entity	Small	Entity					128	1,890	228	945	Extension for reply within fifth month	
Fee		Fee	Fee	Fee Descrip	tion	_		119	310	219	155	Notice of Appeal	
Code	,	Code	(\$)			re	e Paid	120	310	220	155	Filing a brief in support of an appeal	
101		201	355	Utility filing for		_		121	270	221	135	Request for oral hearing	
106 107		206 207	160 245	Design filing Plant filing fe		-		138	1,510	138	1,510	Petition to institute a public use proceeding	
108	710	208	355	Reissue filing	fee			140	110	240	55	Petition to revive – unavoidable	-
114	150	214	75	Provisional f	lling fee			141	1,240	241	620	Petition to revive - unintentional	
								142	1,240	242	620	Utility issue fee (or reissue)	
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Large	Entity	Small	l Entit	у				146	710	246	355	Filing a submission after final rejection	
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Desc	ription					0.40		(37 CFR § 1.129(a))	
103	18	203	9	Claims in	excess of 2	20		149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
102	80	202	40		ent claims i		ss of 3	1					
104	270	204	135	•				179	710	279	355	Request for Continued Examination (RCE)	
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**or number previously paid, if greater; For Reissues, see above						<u> </u>							

SUBMITTED BY				Con	nplete (if applicable)
Name (Print/Type)	Leslie L. Jacobs, Jr.	Registration No. Attorney/Agent)	40,659	Telephone	202-942-5000
Signature		•	•	Date	December 11, 2001

WARNING: information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.





COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/912,408

07/26/2001

Lionel Cassin

15235.007

CONFIRMATION NO. 4274

FORMALITIES LETTER

OC000000006783307

28381 ARNOLD & PORTER IP DOCKETING DEPARTMENT; RM 1126(b) 555 12TH STREET, N.W. WASHINGTON, DC 20004-1206

Date Mailed: 09/24/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/13/2001 EABUBAK1 00000017 09912408

01 FC:101 740.00 OP 02 FC:102 1428.00 OP 03 FC:103 2340.00 OP 04 FC:105 130.00 OP FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
 Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$3700.
 - \$2340 for 130 total claims over 20.
 - \$1360 for 17 independent claims over 3.
- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 4540.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY